

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA)	
)	
)	
)	
v.)	
)	
JOHN BRUENS, MARY STEWART,)	
MELISSA VAUGHN, and)	
MARC SIROCKMAN)	
)	
Defendants.)	
)	

NO. 05-CR-10102 JLT

**DEFENDANT MARC SIROCKMAN'S FED. R. CRIM. P. 29 MOTION FOR
JUDGMENT OF ACQUITTAL ON COUNTS 1, 4, AND 5 OF THE INDICTMENT**

Pursuant to Rule 29 of the Federal Rules of Criminal Procedure, Defendant Marc Sirockman hereby moves this Court to enter a judgment of acquittal on Counts 1, 4, and 5 of the Indictment because the Government has not established that Mr. Sirockman acted in knowing and willful violation of the anti-kickback statute. A detailed memorandum of law in support of this motion will be filed separately.

WHEREFORE, for the foregoing reason, and those described in the accompanying Memorandum of Law, Defendant Sirockman respectfully requests that this Court enter a judgment of acquittal on Counts 1, 4, and 5.

REQUEST FOR ORAL ARGUMENT

Defendant Sirockman also hereby requests that his counsel be heard at oral argument regarding this Motion for Judgment of Acquittal and accompanying Memorandum of Law.

MARC SIROCKMAN,

By his attorneys,

/s/ McKenzie E Webster
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Dated: May 1, 2007

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing motion was filed electronically in compliance with ECF procedures on this 1st day of May 2007.

/s/ McKenzie Webster

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